

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE HERLEY INDUSTRIES, INC.
SECURITIES LITIGATION

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Civil Action No. 06-CV-2596

DEFENDANTS' MOTION FOR PROTECTIVE ORDER

Defendants Herley Industries, Inc. ("Herley"), Lee Blatt ("Blatt"), Myron Levy ("Levy"), Anello C. Garefino ("Garefino"), Thomas V. Gilboy ("Gilboy"), and John M. Kelley ("Kelley"), by and through their undersigned counsel, respectfully submit this Motion For Protective Order permitting Defendants to not respond to the Plaintiff's Requests for Admissions served over ten months after the Court ordered deadline for fact discovery in this case had lapsed. For the reasons set forth in the attached Memorandum of Law, which is incorporated by reference, Defendants respectfully request that an Order be entered in the proposed form attached.

May 12, 2010

Respectfully Submitted,

/s/ James T. Smith

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